

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

PERIENNE DE JARAY,

Plaintiff,

v.

ATTORNEY GENERAL OF CANADA
FOR HER MAJESTY THE QUEEN,
CANADIAN BORDER SERVICES
AGENCY, GLOBAL AFFAIRS CANADA
fka DEPARTMENT OF FOREIGN
AFFAIRS AND INTERNATIONAL
TRADE CANADA, GEORGE WEBB,
KEVIN VARGA, and PATRICK LISKA,

Defendants.

No.: 2:16-cv-00571-RSM

JOINT STIPULATION ON SERVICE
OF PROCESS AND EXTENSION OF
TIME TO RESPOND TO COMPLAINT

NOTE ON MOTION CALENDAR:
July 28, 2016

STIPULATION

Plaintiff Perienne de Jaray ("Plaintiff") and Defendants Attorney General of Canada for Her Majesty the Queen ("Attorney General"), Canadian Border Services Agency ("CBSA"), Global Affairs Canada fka Department of Foreign Affairs and International Trade Canada ("GAC"), George Webb, Kevin Varga, and Patrick Liska (collectively, "Defendants") hereby stipulate and agree as follows:

1. Defendants George Webb and GAC were served as of the dates

1 indicated on the affidavits of service on file with the Court (Dkts. 9 and 10).

2 2. Defendants Attorney General, CBSA, Varga, and Liska authorize
3 their attorneys, Garvey Schubert Barer, to accept service of the Complaint (Dkt.
4 1) on their behalf in accordance with the terms of this stipulation.

5 3. Upon entry of the Order below, service of the Complaint (Dkt. 1) on
6 defendants Attorney General, CBSA, Varga, and Liska will be deemed to have
7 taken place in Canada.

8 4. Upon entry of the Order below, service of the Complaint (Dkt. 1) on
9 all Defendants will be deemed to be sufficient and to have taken place under
10 The Hague Convention on the Service Abroad of Judicial and Extrajudicial
11 Documents in Civil or Commercial Matters pursuant to 28 U.S.C. § 1608 of the
12 Federal Sovereign Immunities Act (as to the government defendants) and
13 pursuant to Federal Rule of Civil Procedure 4(f) (as to the individual
14 defendants). Accordingly, Defendants will not assert any defenses to service of
15 the Complaint (Dkt. 1) under Fed. R. Civ. P. 12(b)(4) or 12(b)(5).

16 5. The time for all Defendants to respond to the Complaint will be
17 extended to September 29, 2016. Defendants will file their responses to the
18 Complaint on or before Thursday, September 29, 2016. Any motions to
19 dismiss the Complaint will be noted for consideration on Friday, October 21,
20 2016. The parties will request oral argument, if any, to take place after
21 October 28, 2016.

22 6. This joint stipulation regarding service and the deadline to respond
23 does not alter any other deadlines or requirements imposed by the Federal
24 Rules of Civil Procedure or other federal law, including but not limited to the
25 Foreign Sovereign Immunities Act or the Alien Tort Statute.

26 7. The parties agree that the purpose of this joint stipulation is to

facilitate proper service and permit the Defendants additional time to respond to the Complaint. The parties agree that the joint stipulation may not be used for any other purpose, including but not limited to any argument that any defendant has subjected itself to the jurisdiction of this Court or any other Court in the United States.

Dated this 28th day of July, 2016.

MALONEY LAUERSDORF REINER, PC

GARVEY SCHUBERT BARER

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Attorneys for Defendants

ORDER

It is so ordered.

Dated this ____ day of _____, 2016.

 UNITED STATES DISTRICT JUDGE